

# **JOINT COMMITTEE ON ADMINISTRATIVE RULES**

ILLINOIS GENERAL ASSEMBLY

CO-CHAIR:  
SEN. DON HARMON

CO-CHAIR:  
REP. RON SANDACK

EXECUTIVE DIRECTOR:  
VICKI THOMAS



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SEN. PAMELA ALTHOFF  
SEN. BILL BRADY  
SEN. KAREN McCONNAUGHAY  
SEN. TONY MUÑOZ  
SEN. IRA SILVERSTEIN  
REP. GREG HARRIS  
REP. LOU LANG  
REP. DAVID R. LEITCH  
REP. ANDRÉ THAPEDI  
REP. MIKE TRYON

## **MINUTES**

**February 18, 2015**

### **MEETING CALLED TO ORDER**

The Joint Committee on Administrative Rules met on February 18, 2015 at 9:30 a.m. in Room C-1 of the Stratton Office Building, Springfield, Illinois. Co-Chair Harmon called the meeting to order and announced that the policy of the Committee is to allow only representatives of State agencies to testify orally on any rule under consideration at Committee hearings. Other persons are encouraged to submit their comments in writing.

### **ATTENDANCE ROLL CALL**

X Senator Pamela Althoff	X Representative Greg Harris
X Senator Bill Brady	X Representative Lou Lang
X Senator Don Harmon	X Representative David Leitch
X Senator Karen McConnaughay	X Representative Ron Sandack
X Senator Tony Muñoz	X Representative André Thapedi
X Senator Ira Silverstein	X Representative Mike Tryon

Co-Chair Harmon welcomed the new JCAR members Senator Bill Brady, Senator Karen McConnaughay, Representative Mike Tryon and, as JCAR's new Co-Chair, Representative Ron Sandack, and recognized Senator Muñoz's birthday.

### **APPROVAL OF THE MINUTES OF THE JANUARY 15, 2015 MEETING**

Representative Lang moved, seconded by Representative Thapedi, that the minutes of the January 15, 2015 meeting be approved. The motion passed unanimously (12-0-0).

### **WITHDRAWAL OF FILING PROHIBITION**

***Illinois Commerce Commission – Governmental Electric Aggregation (83 Ill. Adm Code 470; 37 Ill. Reg. 20544)***

Representative Harris moved, seconded by Representative Leitch, that JCAR withdraw the Filing Prohibition on this rulemaking contingent upon, and effective with, ICC's adoption of the

rulemaking with the proposed modifications. The motion passed by a unanimous roll call vote (12-0-0).

### **REVIEW OF AGENCY RULEMAKINGS**

*State Board of Elections – Procedures for Implementing the Electronic Canvass (26 Ill. Adm. Code 219; 38 Ill. Reg. 20204)*

Senator Althoff moved, seconded by Senator Muñoz, that JCAR recommend that the State Board of Elections be more timely in implementing new statute in its rules. The motion passed unanimously (12-0-0).

*Department of Insurance – Confidential Supervisory Information (50 Ill. Adm. Code 870; 38 Ill. Reg. 16523)*

Senator McConnaughay moved, seconded by Representative Tryon, that JCAR and the Department of Insurance agree to extend the Second Notice Period for this rulemaking for an additional 45 days. The motion passed unanimously (12-0-0).

### **EXPEDITED CORRECTION**

*Department of Public Health – Ambulatory Surgical Treatment Center Licensing Requirements (77 Ill. Adm. Code 205; 39 Ill. Reg. 571)*

Senator Brady moved, seconded by Representative Tryon, that JCAR certify the Expedited Correction effective 9/9/14. The motion passed unanimously (12-0-0).

### **AGENCY RESPONSE**

*Pollution Control Board – General Rules (35 Ill. Adm. Code 101; 38 Ill. Reg. 12685)*

Due to the appropriateness of the Agency's response, no further action was taken.

### **CONSIDERATION OF OTHER RULEMAKINGS**

*Secretary of State – Certificates of Title, Registration of Vehicles (92 Ill. Adm. Code 1010; 38 Ill. Reg. 20619)*

Representative Harris asked the Secretary of State's representatives Nathan Maddox, Senior Legal Advisor, and Carrie Leitner, Assistant General Counsel, if they would agree to an Extension. They voiced assent and Representative Harris moved, seconded by Representative Leitch, that the Second Notice Period for this rulemaking be extended for an additional 45 days. The motion passed unanimously (12-0-0).

***Department of Human Services – Electronic Prescription Monitoring Program (77 Ill. Adm. Code 2080; 38 Ill. Reg. 11412) and Electronic Prescription Monitoring Program Long Term Care (77 Ill. Adm. Code 2081; 38 Ill. Reg. 11434)***

Senator Althoff noted that the long-term care industry had contacted JCAR members with concerns about these rules, and asked the Department of Human Services' representatives Tracie Drew, Bureau Chief of Administrative Rules, and Randy Malan, Prescription Monitoring Program Clinical Director, if they would agree to an Extension. Upon their agreement, she moved, seconded by Senator Muñoz, that the Second Notice Period for this rulemaking be extended for an additional 45 days. The motion passed unanimously (12-0-0).

### **CERTIFICATION OF NO OBJECTION**

Senator McConnaughay moved, seconded by Representative Tryon, that the Committee inform the agencies to whose rulemakings the Committee did not vote an Objection or an Extension, or did not remove from the No Objection List, that the Committee considered their respective rulemakings at the monthly meeting and, based upon the Agreements for modification of the rulemakings made by the agencies, no Objections will be issued. The motion passed unanimously (12-0-0).

### **MARCH MEETING DATE**

Co-Chair Harmon announced that the next monthly meeting of JCAR is scheduled for 10:30 a.m. on Tuesday, March 17, 2015, in Room C-1 of the Stratton Office Building, Springfield IL.

### **ADJOURNMENT**

Co-Chair Sandack moved, seconded by Senator Brady, that the meeting stand adjourned. The motion passed unanimously (12-0-0).

*Min:0215Feb*